IN THE HIGH COURT OF BOMBAY AT GOA

MISC.CIVIL APPLICATION NO. 545 OF 2006

IN

WRIT PETITION NO. 215 OF 2003

M/S SEAGULL THREADS (INDIA), ...Applicant
MUMBAI - 400 015.

Versus

THE UNION OF INDIA AND 2 ORS., ...Respondents

Mr. Sudin M.s. Usgaonkar, Advocate for the Applicant

Mr. J. Vaz, Central Govt. Standing Counsel for the Respondents.

Coram:- J. N. PATEL, J.

Date:- 8th December, 2006

P.C.:

The learned counsel for the applicant has tendered certificed copy of the Order passed by CESTA on 30.11.2006. The certified copy is taken on record and marked "X" for identification.

This is an application filed by the Applicant seeking refund of Rs. 7,12,765 which was deposited in this Court along with interest. In the light of the Order dated 30.11.2006 passed by CESTAT, this Court permits the parties to withdraw the amount in terms of the Order passed by CESTAT with proportionate interest accrued on the said deposit from the time it was invested by this Court. The question of appropriation and entitlement of interest on the amount due to the assessee or the Revenue would be subject to final decision in the matter.

Application stands disposed of.

J. N. PATEL, J.

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